

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
SOLID WASTE AND  
EMERGENCY RESPONSE

December 28, 2009

VIA E-MAIL AND FEDERAL EXPRESS

Mr. Mark Guerriero  
Station Manager  
Dayton Power and Light  
JM Stuart Station  
PO Box 468  
Aberdeen, Ohio 45101

Dear Mr. Guerriero,

On October 27-28, 2009 the United States Environmental Protection Agency ("EPA") and its engineering contractors conducted a site assessment of the coal combustion residual impoundments at the JM Stuart facility. The purpose of this visit was to assess the structural stability of the impoundments or other similar management units that contain "wet" handled coal combustion residuals (CCRs). EPA undertook this investigation pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9601-9675. We thank you and your staff for your cooperation during the site visit.

The draft report for the JM Stuart facility is enclosed. EPA would appreciate it if you would review and submit your comments on this report to us by January 28, 2009. Please send your comments to:

Mr. Stephen Hoffman  
US Environmental Protection Agency (5304P)  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

If you are using overnight or hand delivery mail, please use the following address:

Mr. Stephen Hoffman  
US Environmental Protection Agency  
Two Potomac Yard  
2733 South Crystal Drive  
5<sup>th</sup> Floor, N-5237  
Arlington, VA 22202-2733

You may also provide your comments by e-mail to [hoffman.stephen@epa.gov](mailto:hoffman.stephen@epa.gov)

This request has been approved by the Office of Management and Budget under EPA ICR Number 2350.01.

You may assert a business confidentiality claim covering all or part of the information requested, in the manner described by 40 C. F. R. Part 2, Subpart B. Information covered by such a claim will be disclosed by EPA only to the extent and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. If no such claim accompanies the information when EPA receives it, the information may be made available to the public by EPA without further notice to you. If you wish EPA to treat any of your response as “confidential” you must so advise EPA when you submit your response.

If you have any questions concerning this matter, please contact Mr. Hoffman in the Office of Resource Conservation and Recovery at (703) 308-8413.

Sincerely,

/Matt Hale/, Director  
Office of Resource Conservation and Recovery

Attachment